

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**Docket No. 07-836**

In re Application of:	)
Nicolas Paul Andrew Galea	) Group Art Unit: 2135
Serial No.: 09/812,409	) Examiner: Beemnet W. Dada
Filed: March 20, 2001	) Confirmation No. 2440
For: ELECTRONIC MAIL MESSAGE ANTI-	)
VIRUS SYSTEM AND METHOD	)
	)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR REFUND**

**I. REFUND REQUEST**

This is a request for refund, with respect to charges withdrawn from Deposit Account 13-2490, shown on the Deposit Account statement dated February 27, 2009 for the above-identified application. (See Appendix A)

**II. FEES FOR WHICH REFUND REQUESTED**

Excess claim fee charged on February 20, 2009 in the amount of \$ 624.00.  
Total Refund Requested - \$ 312.00

**III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

- On January 9, 2009 the applicant filed a Response to the Office Action in above-identified application that added additional claims to the application. Claims 1-38

were pending in the application. Claims 37-48 were added. Applicant correctly indicated the amount of \$312.00 representing small entity fee for claims in excess of 20 to be deducted from our deposit account number 13-2490.

- On February 20, 2009, \$624.00 was debited from our deposit account number 13-2490. The withdrawal of the \$624.00 was debited in error as a large entity fee for claims in excess of 20.
- The applicants therefore respectfully request a refund of the \$312.00 excess claim fees paid on January 16, 2009 in the above-identified application because the excess claim fees were for claims that the examiner did not enter or consider.

#### **IV. MANNER OF REFUND**

Please make refund by crediting Deposit Account No. 13-2490.

By /Patrick G. Gattari/

Patrick G. Gattari

Reg. No. 39,682

312-935-2375

## **APPENDIX A**



# UNITED STATES PATENT AND TRADEMARK OFFICE

United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
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## MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make checks payable to "Director of the USPTO."

MCDONNELL BOEHLEN HULBERT & BERGHOF, LT FINA  
ACCOUNTS PAYABLE  
300 SOUTH WACKER DRIVE  
SEVENTH FLOOR  
CHICAGO IL 60606

Account No.	132490
Date	2-27-09
Page	14

PLEASE SEND REMITTANCES TO:  
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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
2	20	09	7115	PCT/US09/34575	07-1154-W0	1601	240.00	66465.00
2	20	09	7116	PCT/US09/34575	07-1154-W0	1701	1119.00	65346.00
2	20	09	7117	PCT/US09/34575	07-1154-W0	1703	182.00	65164.00
2	20	09	7118	PCT/US09/34575	07-1154-W0	1704	2410.00	62754.00
2	20	09	7134	12389321	07-1154-US	1011	330.00	62424.00
2	20	09	7135	12389321	07-1154-US	1111	540.00	61884.00
2	20	09	7136	12389321	07-1154-US	1311	220.00	61664.00
2	20	09	31	PCT/US08/79390		9204	-865.00	62529.00
2	20	09	2	P116113	09035	1463	200.00	62329.00
2	20	09	2	09812409	U 013324-3	1202	624.00	61705.00
2	20	09	12421	78731955	MBHB 05-656	7004	150.00	61555.00
2	20	09	12500	78729799	MBHB 05-854	7004	150.00	61405.00
2	23	09	2683	11687398	02-423-G4	1814	280.00	61125.00
2	23	09	3334	11687398	02-423-G4	1801	810.00	60315.00
2	23	09	4952	12438310	09-208	2631	165.00	60150.00
2	23	09	4953	12438310	09-208	2642	215.00	59935.00
2	23	09	4954	12438310	09-208	2633	110.00	59825.00
2	23	09	4955	12438310	09-208	2617	65.00	59760.00
2	23	09	5152	61154252	09-207	1005	220.00	59540.00
2	23	09	5582	11445874	H0011163-5866	1806	180.00	59360.00
2	23	09	3	11662398	07-070	2202	78.00	59282.00
2	23	09	1	11996367	08-066	1201	220.00	59062.00
2	23	09	11	11320487	07-193-A	1461	700.00	58362.00
2	23	09	11095	11761241	06-436-A	8021	40.00	58322.00
2	23	09	11190	77675726	MBHB 08-1744	7001	975.00	57347.00
2	23	09	62	12257238	07-1060-US	2051	-65.00	57412.00
2	23	09	1	77167975	06-1010	6004	-150.00	57562.00
2	24	09	3434	11342106	H0009367-5863	1501	1510.00	56052.00
2	24	09	3435	11342106	H0009367-5863	1504	300.00	55752.00
2	24	09	7246	10356277	03-067	1806	180.00	55572.00
2	24	09	8273	29329357	08-1377	1051	130.00	55442.00
2	24	09	8379	29329359	08-1376	1051	130.00	55312.00
2	24	09	8437	29329354	08-1378	1051	130.00	55182.00
2	24	09	8491	29329343	08-1379	1051	130.00	55052.00
2	24	09	8532	29329338	08-1380	1051	130.00	54922.00
2	24	09	9287	12391249	08-063-US	4011	82.00	54840.00
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT					OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE